

Message Text

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PAGE 01 NAIROB 03663 060759Z

20

ACTION OPIC-12

INFO OCT-01 AF-05 ISO-00 AID-07 CIAE-00 COME-00 EB-05

FRB-01 INR-10 NSAE-00 TRSE-00 XMB-01 SP-03 CIEP-01

LAB-02 SIL-01 OMB-01 L-03 /053 W

----- 044545

R 060750Z MAY 74

FM AMEMBASSY NAIROBI

TO SECSTATE WASHDC 6846

LIMITED OFFICIAL USE NAIROBI 3663

FOR OPIC

E.O. 11652: N/A

TAGS: EFIN, KE

SUBJECT: OPIC: ATWELL DEVELOPMENT CO.

1. SALE OF ATWELL DEVELOPMENT COMPANY TO KENYAN CITIZEN HAS BEEN APPROVED BY KENYAN GOVERNMENT. SALES CONTRACT HAS BEEN SIGNED AND TRANSFER SHOULD BE COMPLETED BY MID-MAY. PRICE IS SAME AS ORIGINAL SALES PRICE TO BRITISH BUYER.
2. BECAUSE OF THIS SALE POTENTIAL EXPROPRIATION CLAIM WILL NOT DEVELOP BUT POTENTIAL FOR INCONVERTIBILITY CLAIM NOW EXISTS.
3. ATWELL WILL HAVE AS RESULT OF SALE APPROXIMATELY DOLLARS 140,000 IN KENYA SHILLINGS THAT HE WILL WANT TO TAKE OUT OF KENYA. HE HAS KENYAN CERTIFICATE OF APPROVED ENTERPRISE WHICH GUARANTEES CONVERSION AND TRANSFER OF DOLLARS 88,000. WHILE AT THIS TIME WE DO NOT KNOW WHETHER KENYAN GOVERNMENT WILL LIMIT IMMEDIATE TRANSFER TO DOLLARS 88,000 WITH REMAINDER TO BE TRANSFERRED OVER SEVERAL YEARS, ATWELL WOULD FILE INCONVERTIBILITY CLAIM IF KENYANS

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WERE TO LIMIT TRANSFER.

4. EMBASSY WOULD APPRECIATE RECEIVING
ADVISE SOONEST ON ACTION WE AND/OR ATWELL SHOULD TAKE
IN EVENT KENYANS LIMIT IMMEDIATE TRANSFER TO DOLLARS
88,000. ATWELL'S CURRENT INCONVERTIBILITY COVERAGE
IS DOLLARS 160,000.
MARSHALL

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SALES, PROCUREMENT, DEBTS, LAND OWNERS, INVESTMENT GUARANTEES
Control Number: n/a
Copy: SINGLE
Draft Date: 06 MAY 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GarlanWA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
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Handling Restrictions: n/a
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Previous Handling Restrictions: n/a
Reference: n/a
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Review Authority: GarlanWA
Review Comment: n/a
Review Content Flags:
Review Date: 29 AUG 2002
Review Event:
Review Exemptions: n/a
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Review Markings:

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30 JUN 2005

Review Media Identifier:
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Review Withdrawn Fields: n/a
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Status: NATIVE
Subject: OPIC: ATWELL DEVELOPMENT CO.
TAGS: EFIN, KE, ATWELL DEVELOPMENT COMPANY
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005